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Attorneys for Defendants/Cross-Complainants
NORTH BAY CONSTRUCTION, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ISCO INDUSTRIES,

Case No. 4:06-CV-07082-CW

Plaintiff,

**STIPULATION AND ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE**

v.

NORTH BAY CONSTRUCTION, INC., et
al.,

Defendants.

NORTH BAY CONSTRUCTION, INC. et
al,

Defendants/Cross-
Complainant,

v.

ISCO INDUSTRIES, LLC, a Kentucky
limited liability company, and ROES 1
through 50, inclusive,

Defendants.

Pursuant to Civil L.R. 7-12, that parties to the above-entitled action certify that they met
and conferred at least ten (10) days prior to the subsequent case management conference
scheduled in this case and jointly submit this Stipulation and [Proposed] Order Continuing the
Case Management Conference currently scheduled for April 19, 2011, for 90 days until July 19,
2011.

DESCRIPTION OF CASE DEVELOPMENTS

1. The following progress or changes have occurred since the last case management statement filed by the parties:

Pursuant to Order of this Court signed June 18, 2009, this matter is stayed pending completion of the leachate pipeline which is the subject matter of this litigation. Physical repair on the pipeline is completed, final testing of the pipeline is currently underway and approval of the pipeline will occur in the next 30 days, with leachate flowing thereafter.

2. North Bay Construction has initiated litigation against Sonoma County in Sonoma County Superior Court, case number SCV-249232. The parties are discussing finding a joint forum to resolve all of the issues and are addressing bringing all parties to either mediation or arbitration.

3. The parties jointly request the Court to make the following Order:

The parties request the Court set this matter for a further case management conference for not less than ninety (90) days from now, on July 19, 2011.

Dated: April 12, 2011

LEWIS BRISBOIS BISGAARD & SMITH, LLP

By _____
 Jeffrey G. Bairey
 Lorena Matei
 Attorneys for Cross-Defendant
 ISCO INDUSTRIES, LLC

Dated: April 12, 2011

BELL, ROSENBERG & HUGHTS LLP

By _____
 Roland Nikles
 Attorneys for Plaintiff and Cross-Defendants
 ISCO INDUSTRIES, LLC

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1 Dated: April 12, 2011

ABBEY, WEITZENBERG, WARREN & EMERY

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3 By _____
4 David W. Berry, Esq.
5 Kate Mullins Henderson, Esq.
6 Attorneys for Defendant/Cross-Complainants
7 NORTH BAY CONSTRUCTION, INC.

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9 **SUPPLEMENTAL CASE MANAGEMENT ORDER**

10 The Stipulation to Continue the April 19, 2011, Case Management Conference is hereby
11 adopted by the Court and the parties are ordered to comply with this Order. The Case
12 Management Conference is continued to July 26, 2011, at 2:00 p.m. Updated Case Management
13 Conference Statements due one week prior to conference.

14 *[In addition the Court orders as follows:]*

15 Dated: 4/15/2011

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17 UNITED STATES DISTRICT COURT JUDGE
18 Claudia Wilken

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